

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2009-480-WS - ORDER NO. 2010-56
JANUARY 21, 2010

IN RE: Application of Carolina Water Service, Inc.)
for Approval of a Contract to Serve Property)
in York County, South Carolina)

ORDER APPROVING
CONTRACT

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Application of Carolina Water Service, Inc. (“CWS” or “Company”) for approval of a contract with Mr. Mahendra I. Patel (“Developer”) to serve certain real estate parcels in York County, South Carolina containing approximately 9.56 acres located on Pine Moss Lane in Lake Wylie. The property is within the Company’s authorized service area in York County.

The Commission’s Docketing Department instructed CWS to publish, one time, a Notice of Filing in newspapers of general circulation in the areas of the state affected by the Application. The purpose of the Notice of Filing was to inform interested parties of the Application of CWS and of the manner and time in which to file the appropriate pleadings for participation in the proceeding. The Company complied with this instruction and provided the Commission with proof of publication of the Notice of Filing. No protests or Petitions to Intervene were filed. Accordingly, we will dispose of the matter summarily. *See also* S.C. Code Ann. Section 58-5-240(G) (Supp. 2009).

According to the Application, the Developer desires to develop the property into a residential development which, when completed, will contain four single family residential homes. The Agreement provides, *inter alia*, that the Developer will construct all of the necessary water distribution and wastewater collection facilities required to serve the property, interconnect the facilities with the Company's existing wastewater systems, acquire all necessary easements and rights-of-way and convey such facilities and easements to the Company. Pursuant to the Agreement, Patel has agreed to pay to CWS water and wastewater service connection and plant impact fees based upon an estimated four single family equivalent connections to serve the property, and CWS has agreed to reserve adequate water and wastewater capacity for up to four water and wastewater connections located within the property. Also, pursuant to the Application and contract, CWS will place into effect rates and charges approved by the Commission.

The Application asserts that the public convenience and necessity will be served by the approval of the contract. We have examined this matter, and we agree with the Application in this regard. Clearly, the property is within the Company's already existing service area, and the approval of the contract will allow the provision of water and wastewater services to a new residential development. No other public utility is authorized to serve the proposed development. The Office of Regulatory Staff advises that it has reviewed the Application and does not oppose its approval. We find that the terms of the Agreement are fair and reasonable, and that it is in the public interest for this Commission to grant the Application and to approve the Agreement. No party opposes

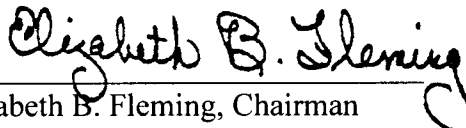
JANUARY 21, 2010

PAGE 3

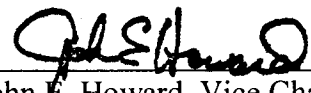
such action. Accordingly, we grant the Application and approve the Agreement between Carolina Water Service, Inc. and Mahendra I. Patel as filed.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)